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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/774,928

02/09/2004

Josc A. O'Daly

17595-4

8743

28221 7590 12/27/2007
PATENT DOCKET ADMINISTRATOR
LOWENSTEIN SANDLER PC
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EXAMINER

GRASER, JENNIFER E

ART UNIT

PAPER NUMBER

1645

MAIL DATE

DELIVERY MODE

12/27/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10774928	2/9/2004	O'DALY, JOSE A.	17595-4

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EXAMINER

Jennifer E.. Graser


ART UNIT	PAPER
1645	20071211

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See attached.

 12/10/04
Jennifer E. Graser
Primary Examiner
Art Unit: 1645

Response to Amendment

1. The reply filed on 10/18/07 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Applicants have amended the claims to a completely different invention. The amendment filed on 10/18/07 amended all claims to a new invention. The remaining claims are not readable on the elected invention. The newly submitted amended claims are directed to an invention that is independent or distinct from the invention originally claimed and elected methods. Since applicant has received an action on the merits for the originally presented invention, and none of the current claims are drawn to the elected invention, the amendment is non-responsive. Applicants are entitled to the search of only one invention per application. The former claims did not recite the use of nucleic acids in treatment methods, nor were they drawn to the treatment of any one of atopic dermatitis, psoriatic arthritis or rheumatoid arthritis. The original claims did not mention treatment of any of these diseases, nor did they recite the use of a nucleic acid encoding a polypeptide for the treatment of any disease much less T-cell rolling. All of the previously examined claims were drawn to methods of selectively inhibiting T cell rolling through the administration of a polypeptide that interfered with at least one of the following interactions: a CLA and E-selectin interaction, a LFA-1/ICAM interaction or a VLA/VCAM interaction. If the claims submitted on 10/18/07 were originally filed they would have been subject to a Restriction.

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this

Art Unit: 1645

notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).


2. Correspondence regarding this application should be directed to Group Art Unit 1645. Papers related to this application may be submitted to Group 1600 by facsimile transmission. Papers should be faxed to Group 1600 via the PTO Fax Center located in Remsen. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 OG 30 (November 15, 1989). The Group 1645 Fax number is 571-273-8300 which is able to receive transmissions 24 hours/day, 7 days/week.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jennifer E. Graser whose telephone number is (571) 272-0858. The examiner can normally be reached on Monday-Thursday from 7:30 AM-6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's acting supervisor, Shanon Foley, can be reached on (571) 272-0898.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (571) 272-0500.


Jennifer Graser
Primary Examiner
Art Unit 1645
12/10/07